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Rappahannock and Potomac* may be very fit and convenient to be granted to the petitioners. Neither is it yet inhabited nor has any grant (now in being) passed to any others, by reason the Grant to the Company of Virginia is long since dissolved. The Somers Island Company desire that said Grant may be exempted from the jurisdiction of Virginia, but offer that if the other parts within the limits of Virginia exempted from the jurisdiction thereof shall be hereafter adjudged to be restored again to the jurisdiction of Virginia they will likewise submit their Grant to the like order.

10 Aug., 1639.

(*Colonial Papers*, Vol. 10, No. 30, I.)

(TO BE CONTINUED)

VIRGINIA GLEANINGS IN ENGLAND.

Communicated by Mr. LOTHROP WITHINGTON, 30 Little Russell street, W. C., London (including "Gleanings" by Mr. H. F. WATERS, not before printed).

(CONTINUED)

CHARLES ANTHONYE of the parish of St. John Zacharie of London chiefe Grauer of the Kinges Maisties Mynt and of his Seales. Will 24 October 1615, proved 21 November 1615. To wife Elizabeth lease of dwelling house and childbed Lynen. To children Thomas, Richard, Charles, James Andrewe, Edward and Mary each 100 markes, to sons at 24 and daughter at 21 or marriage, and if any child die two thirds of the 100 markes to other children and one third to my wife if living. To eldest sonne Thomas all goldsmiths tooles worke presses patterns and prints of Seales and all Bookes and papers. Also my Seale Rynges, when Goods praysed wife to take what she pleases ac-

* This is the first suggestion in regard to setting apart the Northern Neck from the rest of Virginia. This petition was not granted, but the idea was to a certain extent embodied in the grant, ten years later, to Lord Hopton, Lord Jermyn, &c.

cording to custom of the Cittie, etc. Forgive brother Francys Anthonye debtes except what accrue in three years, etc. As great part of my estate ys out of my handes and cannot be disposed of as I have formerly done I ordayne when yt please god to send yt viz. my fyve partes of waterwork at Broken Wharfe and £137 adventure into the Sommer Islandes, also £137 adventure to first colonye into Virginia, and £22.16 | adventure in the second colonye into virginia all of which one fourth to wyfe Elizabeth, one fourth to sonne Thomas Anthonye and two fourths to my children living. Rest to sonne Thomas Anthonye executor. Overseers: Brother in law Samuel Arnold. Witnesses: John Leighe, Jehanne Brusell. Administration 15 September 1623, widow Elizabeth Anthonye of estate left unadministered by son Thomas Anthonye executor now deceased.

105, Rudd.

[Charles Anthony, goldsmith, was a member of the Virginia Company under the second charter, subscribing £37.10, and paying £137.10. He was also a member of the North West Passage Company. Was second son of Derrick Anthony, "chief graver of the mynt and seals to King Edward II, Queen Mary and Queen Elizabeth." He was engraver for King James, Prince Henry, the mint, &c., and is believed to have engraved the seals for the Virginia Companies. Mr. Brown believes that Dr. Francis Anthony, the celebrated "empiric" (or quack) physician, who joined the Virginia Company in May, 1617, was his brother. His sister, Elizabeth, married Richard Yardley, fishmonger, of London. (Brown's *Genesis*, II, 814.)]

WILLIAM ATKINSON of London gent. the younger. Will 5 May 1609; proved 27 August 1613. Determined by god's permission to travail beyond the Seas to Virginia. Debts being paid, all to William Atkinson of London Esquire my natural Father. Thomas Atkinson of Penrith Countie of Cumberland, and Raphe Atkinson of Woburn Deyncourte in the Countie of Buckingham, Gentlemen. Witnesses: Humfrey Shepperd, Browne Salkins, William Williams.

Capell, 77.

[He was probably a son of William Atkinson, counsellor at law, who was a member of the Virginia Company under the second charter, and cousin of Richard Atkinson, who was clerk of the Company in 1609. Brown's *Genesis*, II, 818.]

FELIX FORBY of Norwich, Hosier. Will 8 December 1660: proved 10 January 1660 | 61. To Wife Ursula £10. To sonne Benjamin Forby now in Virginia 40s for as much as he hath done unworthily by me and forsaken the Faith of the Church of England. To son John Forby £40. Freeholds in Worstead and North Walsham, Norfolk, to be sold by executors and friend Mr. Roger Smith. So long as my daughter Jane shall continue in Virginia, executors to remitt yearly 50s of merchantable goods fitt for women, soe long as she live in Virginia, but if she come to England £20 in lieu thereof. To Mr. Alexander Burnett to preach a sermon at my funeral 20s. Rest to son in law Richard Coates and Martha his wife, executors. Witnesses: Wm. Thrower, Bridgett Gibson, John Burrage, publiq. notary.

May, 4.

PHILIP MALLORY, lately resident in Virginia and now in London, clerk. Will 23 July 1661; proved 27 July 1661. To be buried by Captaine John Whitty, one of executors. To nephew Roger Mallory all Plantations in Virginia. To mother Mrs. Elizabeth Mallory and my brother Mr. Thomas Mallory £10 each. To Nephew Thomas Hawford £10. To erecting and building a college in Virginia £20. To sister Tucker and sister Lepington £5 each. To Mrs. Isabell Whittie £5. To afore-said Captain John Whittie £5 and £10 for black mourning. To my nurse Anne Hobson £10. To Minister that Preaches at Funerall as executors think fit. To niece Frances Pidgeon ten head of cattell to be delivered in Virginia. Rest in England and Virginia to nephew Richard Mallory. Executors: Roger Mallory and Captain John Whittie. To cosen William Mallory £20. Witnesses: Warham Horsmonden, Benjamine Sheppard, scrivener.

May, 114.

[Philip Mallory, son of Thomas Mallory, Dean of Chester, was born in 1617, and was matriculated May, 28, 1634, at Corpus Christi College, Oxford. He was B. A. from St. Mary's Hall, April 27, 1637; M. A. January 16, 1639-40, and was rector of Norton, county Durham, from 1641 to 1644, when he was ejected by the Parliamentary authorities. He is said to have gone with Prince Rupert's fleet to the West Indies (Foster's *Oxford Matriculations* and Walbran's *Genealogical Account of the*

Lords of Studley Royal in Yorkshire, Surtees Society, Vol. 67). Rev. Philip Mallory was, of course, a loyalist.

The date of Mr. Mallory's arrival in Virginia is not known, but in 1656 he was one of the most prominent ministers of the Colony, and by resolution of Assembly in December of that year, was appointed, together with Mr. John Green, to examine all ministerial candidates for parishes (Hening I, 424). In March, 1659-60, he was paid 2,000 pounds of tobacco for officiating at the two last Assemblies, and was desired to preach at the next Assembly (*Ib.*, 549). At the session of March 1660-61, the Assembly adopted the following resolution:

"Whereas Mr. Phillip Mallory hath been eminently faithfull in the ministry and very diligent in endeavoring the advancement of all those meanes that might conduce to the advancement of religion in this country, *It is ordered* that he be desired to undertake the soliciting our church affaires in England, & that there be paid him as a gratuity for the many paines he hath alreadie and hereafter is like to take about the countreys business the sume of eleaven thousand pounds of tobacco, to be paid the next levy (*Ib.* II, 34).

Philip Mallory officiated, as a minister, in York county September, 1660, at the celebration of the restoration of Charles II, (*William and Mary Quarterly* I, 196,) and probably performed the same office at Jamestown. He must have died almost immediately after landing in England.

Mr. Mallory was evidently a man of learning, piety and high character, and these qualities, as well as his royalist politics, seem to have made him a favorite with the Virginia people. He married Catherine, daughter of Robert Batte, Vice-Master of University College, Oxford; (Batte pedigree, Visitation of Yorkshire, 1665) but had no issue. Several of Mrs. Mallory's family, the Battes, settled in Virginia.

The Mallorys were an ancient and distinguished family, long seated at Studley Royal in Yorkshire. Accounts of the family are given in Walbran's work already referred to; the Visitation of Yorkshire, 1564, etc., Harlean MSS. 1394, 1420, etc. Sir William Mallory, of Studley, married Ursula, daughter of George Gayle, of York, and had numerous children. In his will, 1586, he names, among others, his son Thomas. This was Thomas Mallory, D. D., Dean of Chester, and rector of Davenham and Mobberley, Cheshire. Dean Mallory married Elizabeth, daughter of Richard Vaughan, Bishop of Chester, and died at the deanery house, April 3d, 1644. He had the following children: 1. Richard, of Mobberley, eldest son, married and had issue; 2. William, baptized at Davenham, August 4, 1606, knighted 1642, died without issue; 3. Thomas (of whom later;) 4. George, curate of Mobberley in 1632, married Alice, daughter of Thomas Strethill of Mobberley, settled in Ireland and had many children; 5. John, baptized at Davenham, May 4, 1612; 6. Avery; 7. Everard; 8. Philip (the testator above); 9. Jane, wife of

John Halford, of Davenham, Eng., (this is evidently the "Hawford" of Rev. Philip Mallory's will. His niece, Elizabeth, daughter of Richard, married her first cousin, Richard Halford. It appears from Omerod's *Cheshire*, Vol. II, p. 329, and from a land grant in Virginia, 1668, to Thomas and Henry Batte, that Thomas Halford or Holford, a son of John and Jane, came to Virginia); 10. Katherine (Martha?) married John Batte, of Okewell, Yorkshire. He, too, came to Virginia; 11. Elizabeth, baptized at Davenham, January 6, 1608, married at Mobberley, September 13, 1642, Thomas Glover, rector of West Kirkley; 12. Mary, married Edward Wyrley, youngest son of Humphrey Wyrley, of Hampshire Hall, Staffordshire, and rector of Mobberley after the Dean's death. (See Omerod's *Cheshire*, Vol. I, 329. Earwaker's *East Cheshire*, Vol. II; *The Cheshire Shief*, Vol. II).

Thomas Mallory named above as son of the Dean of Chester, was baptized at Davenham, August 27, 1605, matriculated at New College, Oxford, October 15, 1724, B. A. May 7, 1628, M. A. January 17, 1631-2. He was appointed rector of Easington, Oxfordshire, 1632, and on May 14, 1634, was presented by Richard Mallory and Bishop Foster of Sodor and Man, to the family living of Northenden, Cheshire. On the outbreak of the Civil war he was ejected as a royalist and his rectory was sequestered, with his other estates. His wife and six young children seem to have remained in the rectory and had money granted them in his absence. He, himself, was one of the small band of Royalists garrisoned in Robert Talton's mansion, Wythensham, near Northenden. After more than a year's siege the house surrendered to the Parliamentarians. Mallory was probably imprisoned. In June 1660, he petitioned Parliament to secure the profits of his sequestered living until the title could be determined. On July 6, 1660, he petitioned the King (*Dom. State Papers*, 58) for presentation to the rectory of Haughton, diocese of Durham, stating that he served the late King in the war and his present Majesty in the late abortive attempts of the Cheshire gentlemen. The matter was referred to Doctors Shelton, Earles and Morley and they reported in his favor. There is a certificate (58, 1) by Bruno Ryves, Dean of Chester, and three others in his favor. On July 30, 1660, he was made canon of Chester, and created D. D. on December 1, 1660. In 1662 there was a dispensation for him to hold the meetings of Eccleston (Lancashire) and Northenden. He died at Brindle near Eccleston in 1671. The second Dr. Thomas Mallory was twice married, first, Jane, who died February 12, 1638; second, Mary (according to the Dictionary of National Biography; but in his will his last wife is named Frances.

We are indebted to Lieutenant-Colonel John S. Mallory, U. S. A. for the following copy of the will of Dr. Thomas Mallory (son of the Dean and brother of Rev. Philip), which was recently obtained from the probate register of Chester.

Extracted from the District Registry of the Probate Division of His Majesty's High Court of Justice at Chester.

In Nom. Din. Amen. I Tho. Mallory, D. D., & Rector of Eccleston in ye Countie of Lancaster being weake of body hut of perfect mynde & memory make this my last Will & Testam't. Imp'r'is I deliver up & com'end my Sp'r't into ye hands of my gracious Redeemer J. Christ leaving my body to be buryed by my executrix hereafter named in ye Chancell of Eccleston before named in the night as the late B'p of Chester was. As for that small parcell of goods & chattells wch the providence of the Almighty hath bestowed upon me I dispose of in manner & forme as followeth: First I give unto Frances my deare wyfe the sume of two hundred & fifty powndes to make up that sume of money wch is in her nephew Dr. Millington's hands foure hundred poundes. As also the bed and clothes wch belong unto it whereon we have laine since or intermarriage & and all her wearing apparrell, rings, jewels & my Stone horse. I'tm. I give & bequeath unto my sonne Thomas in Virginia the sume of twenty shillings to buy him a ring; to my sonne Roger Mallory in Virginia ye some of five pounds. To my sonne John Mallory Drugster in London the sume of twenty shillings to buy him a ring. To my daughter Mary Forde the like sume. To my daughter Jane Stamp the sume of an hundred ponnds to be paid unto her within 6 months after my decease or before in case she be married, again w'th the consent of my executrix. To my daughter Susanna the sume of twenty pounds & upon better deliberation thirty pounds more. It'm. I give & bequeath to ye poore of Eccleston the sume of five pounds. To ye poore of Northen the like sume. To my servants Jo Ravenscroft, James Charlton, Mary Kenyon, Anne Potter, if they continue in my service till my decease to each the sum of twenty shillings for their good and faithfull service. Item. my mynde & will is that the forementioned four hundred pounds wch is my bequest to my dear wife Frances Mallory extend no further than to the use & occupation & at her decease to be divided among my children that shall be alive viz an hundred pounds to my sonne Thomas in Virginia & the rest to such of my children as she in her discretion shall thinke most to deserve & want. Lastly I appoint & constitute my wife Frances afores'd sole executrix of this my last will & Testam't. Given under my hand & Seale the 10th day of July 1671— Tho: Mallory [L. S.]—

In ye presence of—Tho. Whittingham Jun'r X —I. R—

Memoran—that these words of leaving a hundred pound to my sonne John were expugned in presence of us—Tho Whittingham—Mary Kenion—

Her
Anne X Potter,
Mark.

Proved in the Consistory Court of Chester on the 21st of November, 1671, and also on the 19th of May, 1674.

A number of the Mallorys apparently came to Virginia at the same time. Under a land grant to Thomas and Henry Batte, April 1668, appear as "head rights," Philip Mallory, Nathaniel Mallory Sr., Nathaniel Mallory, Jr., William Mallory, Thomas Mallory, Elizabeth Mallory and Roger Mallory. Of course the date does not indicate that these persons came in 1668.

Captain Roger Mallory, the son of Dr. Thomas Mallory, and named in the two wills which have been given, received a grant of land in 1660; but probably had been in Virginia a few years before. He settled in that part of New Kent county, which was afterwards King and Queen and King William, was a justice of the last named county in 1680 (and no doubt long before), and of King and Queen in 1690. If he was the Roger Mallory who was a justice of King William in 1705, he was a very old man. In the records of Elizabeth City county appears under date of August 16, 1680, a power of attorney from Ann, wife of William Mallory, to her "father-in-law," Captain Roger Mallory of New Kent county, authorizing him to release her dower (expectant) in certain lands there. William and Ann (Wythe) Mallory were the ancestors of the Mallorys of Elizabeth City, &c.

Thomas Mallory, the other son mentioned in Dr. Thomas Mallory's will as being in Virginia, was doubtless Thomas Mallory of Charles City county, who, in a deposition made in 1676, gave his age as 40 years. As Charles City then included Prince George, it is probable that he was the father of Francis Mallory, who was sheriff of Prince George in 1705, and whose will, proved August 11, 1719, is of record in that county. It seems that this Francis Mallory was ancestor of the family of the name in Prince George, Brunswick, &c.

John Mallory, the "drugster" of London, the other son of Dr. Thomas Mallory, was probably the father of John Mallory, merchant of London, whose will was dated in 1747. He gave most of his estate to his wife, Mary, for her life, and after her death, to the children of his brother, William Mallory, near Jamestown in Virginia, of his sister, Elizabeth Balmol [?], of his brothers Roger, Thomas and Charles, of his sister, Quarles, and of his cousin, Francis Mallory of James river. The testator died in 1752, and his widow in 1754, and the heirs were advertised for in the English newspapers of the time,]

JOHN PARKER. Will 13 December 1699; proved 5 August 1701. To Elias Wilson, Senior, one of Negro women named Maria with her future increase or £15. To Terence Webb his freedom, £10 worth of goods, my shallop with all sayles, my gig, etc., my wearing apparell and 25s. due from John Foster.

To John Upton's children, if any of them appeare, 5,000 lbs. of Tobacco, that is to say, of the John Upton who dyed at my House. To John Burkett my saddle and bridle and the 20s. he oweth to his daughter Margaret Burkett. To John Jones, son of Nebuchudnezor Jones, one Mare and Colt branded on buttock I. P. To Richard Fancy suite of Apparell. Mr. William Colston to have care of Thomas Parker son of Thomas Parker deceased and deliver 2,000 lbs. of Tobacco which I gave vntill he shall thinke fitt to deliver it. To Rawleigh Travers and Tho. Beale gold rings at discretion of Mr. William Colston, executor. Virginia: Proved on oaths of Thomas Dickenson and Francis Newman in court of County Richmond 3 January 1699 | 1700. Test: William Colston, Clcm. Vera copia, William Colston, clem. Administration P. C. C. by John Purvis, attorney for William Colston, executor of John Parker of Virginia, deceased overseas.

Dyer, 116.

[It appears from the records of Richmond county that Elias Wilson, married, in 1701, Mary, daughter of William Lane, and widow of Alvin Montjoy of the same county; that he left by his said wife one son, Elias; that Elias Wilson, Sr.'s, will was dated December 23, and proved Feb. 5, 1706; and that Elias Wilson, Jr., died at the age of fourteen, and that Henry Wilson was his heir. Mrs. Mary Wilson married, thirdly, Joseph Belfield.

William Colston was the clerk of Richmond county, and ancestor of the family of the name in Virginia.

For the Travers family see *William and Mary Quarterly*, IV, 27, 203. The Thomas Beale referred to was the third of the name. William Colston had married his mother, Anne, widow of Captain Thomas Beale, of "Chestnut Hill," and daughter of Major William Gooch, of the Virginia Council, whose tomb remains near Yorktown.]

WILLIAM BURRELL of Virginia, planter. Will 14 July 1648; proved 5 August 1648. To Sister Anne Karmichell her two youngest daughters £5 apeice. To brother John Burrell soe much lockering Cloth as will make him four shirts. Rest, in consideration of debt due, to brother in lawe Richard Kelley, executor. Witnesses: Rich. Watson, Rich. Browne.

Essex, 126.

RICHARD EYRES of Barmondsey, Surrey, citizen and leatherseller of London. Will 8 August 1646; proved 16 February 1647 | 8. To be buried in East end of Barmondsey church yard. To William Sowter als Salter, citizen and merchant taylor, £5 I owe of his wife's portion. To his wife Sarah Meel Salter 20s. To his two daughters Johane and Rebecca 5s. apiece. To wife Alice freeholde dwelling purchased of Sir William Withins of Eltham, Kent, kt., and Dame Marie his wife for life of Alice, then to Sarah Meel Sowter als Salter above named, reserving £40 which I give to Sarah wife of William Clapham of Virginia and her children. Rest to wife Alice, executrix. Witnesses: James Hallam, Thomas Boyden, William Rheanes.

Essex, 18.

[The following grants appear in the Virginia Land Office: (1) Henry Lee and William Clapham, 250 acres on Crotoman river, August 20, 1650; (2) William Clapham, 1,100 acres on the south side of Rappahannock river, August 20, 1650; (3) "Mr. George Clapham," 670 acres on the south side of York river at the narrows. He was a head-right and Roger Penn another, December 24, 1652. William Clapham, of Wanesquoiake (Isle of Wight), planter, made a deed to Roger Bagnall, August 3d, 1635. William Clapham, Sr., with five tithables and William Clapham, Jr., with seven were residents of Lancaster county in 1654. "Mr. William Clapham, Sr.," was one of the collectors of the levy at this time, and William Clapham, Jr., had been chosen vestryman of the Lancaster north side parish on April 1, 1652.]

GEORGE HARRIS of Westover, Charles Countie in Virginia, in parts beyond the Seas. Will (nuncupative) 24 March 1672 | 3. Henry Martin, John Royston and Anne Dunken being in the room; proved 20 August 1674. To wife £1,600 with all her Clothes, Rings, Jewells, and plate. To my sister £250. Rest to brother Thomas. To John Royston grey sute. To Henry Martin black stuffe sute. To this poor wench Nann (meaning Ann Dunken) who hath taken care of me in sickness 360 lbs. of Tobacco Mr. Gower oweth me. Witnesses: John Roch als Royston, Anne, wife of William Gower. Administration to Sarah Greenden als Harris, relict and chief legatee [sic].

Bunce, 100.

[Royston has been a name long represented in Virginia. William Gowers patented 300 acres in Northampton county at Deep creek, March 27, 1656, and on February 23, 1663, 600 acres in Accomac.

Sarah, widow of George Harris, married again Thomas Stegg, Jr., Auditor of Virginia, and Thomas Grendon, who died in 1685. She got into trouble by her ardent support of Nathaniel Bacon. See this *Magazine*, I, 441, 442.]

RICHARD DEWIN, citizen and cordwainer of London. Will 19 July 1647; proved 23 September 1647. To two grandchildren John and Thomas Dunmore, children of daughter Mabel Dunmore deceased, 40s. apiece. To kinswomen Anne, wife of John Rapley, and Alice, wife of John King, 20s. apiece. To kinswomen Joane, wife of — Cole of Redding, weaver, and Sarah, wife of William Cowley now resident in Virginia, 10s. apiece. To other kinsfolk living 12d each, if they demand it. Rest to wife Alice Dewin, executrix. Overseers: William Lipincott and Edward Quicke. Witnesses: Thomas Phillipps, Thomas Homes, Hen. Ring, Scr. [St. Botolph Aldgate—Probate Act.]

Fines, 190.

[William Cowley, aged twenty, was a passenger on the ship *America*, which sailed from London for Virginia in June, 1635.]

WILLIAM PRIOR. Will 21 January 1646 | 17; proved 15 April 1647. To eldest daughter Margaret my whole part of Ship Honor and £591 sterling. To daughter Mary £500 sterling. To eldest son of brother in law Jasper Clayton £100; to rest of children of said Jasper Clayton £100. To wife of Richard Kempe, Esq. £50. To Richard Bennet, Esq. £30. To Captain Thomas Harrison, captain of Ship Honor, £30. To Captain Thomas [Harwood] £30. To eldest daughter Margaret whole dividend of land where I live. To daughter Mary rest of lands in Virginia. To Mrs. Mary Kirton £100. If not soe much more in England to pay legacies, Tobacco to be sent home this year from Virginia etc. Rest to daughters Margaret and Mary, executrices. Overseers and Feoffees in trust: friend Jasper Clayton, brother in law Captain Thomas Harrison, Captain

Thomas Harwood and Thomas Harrison. Witnesses: John Rose, Will. Hockaday. Administration to Jasper Clayton.

Fines, 73.

[William Prior or Pryor was a justice of York county from 1633 to his death in 1646. His will was proved and recorded in that county January, 1646. See this *Magazine*, III, 184.]

JOHN LATHBURY, Cittizen and Pewterer. Will 9 September 1654; proved 26 July 1655. To brother Thomas Lathbury 5s. To brothers Robert Kirkham and Richard Kirkham 5s. apiece. Rest to John Drury citizen and pewterer of London. Witnesses: John Peart, Nathaniel Hudson, Scrivenor, William Parker.

[Late of London, but at Virginia deceased.—Probate Act Book 1655, folio 257.]

Aylett, 313.

[There are in the Virginia Land office various grants to persons named Leatherbury or Letherbury of about the date of this will; but none to a John.]

LETTERS ON MILITARY MATTERS AMONG THE PAPERS OF JAMES MCHENRY.

Communicated by BERNARD C. STEINER, Baltimore, Md.

Among the McHenry papers are a number of some interest with reference to the routine military affairs of the War Department and some of these are here printed. The first one was forwarded by Washington and shows the feeling towards Jefferson among the Virginia Federalists. On the second letter, sent McHenry by Oliver Wolcott, the Secretary of the Treasury, McHenry endorsed, "relative to borrowing Colo. Orr from the Southern Armory," at Harper's Ferry. Macomb, whom Hamilton introduces to McHenry, was appointed Cornet on Jan. 10, 1799 and rose to the post of Major General and Commander in chief of the army which he held from 1828 to his death on June 25, 1841. Robert Goodloe Harper's letters to Pinckney and to